

Compliance Assessment Report

Report ID:
CAR_NRW0032914

This form will report compliance with your permit as determined by an NRW officer

Site	Recycling Centre At Blaenau Ffestiniog	Permit Ref	EB3836AC		
Operator/Permit holder	Gwynedd Council				
Regime	Waste Operations				
Date of assessment	26/01/2018	Time in	11:30	Out	11:50
Assessment type	Site Inspection				
Parts of the permit assessed	Permitted Area				
Lead officer's name	Sowerby, Andrew R.				
Accompanied by	Thomas, Llyr				
Recipient's name/position	Alun Thomas/ TCM	Date issued	26/02/2018		

Section 1 – Compliance Assessment Summary

This is based on the requirements of the permit under the Environmental Permitting Regulations or the licence under the Water Resources Act 1991 as amended by the Water Act 2003. A detailed explanation is captured in "Compliance Assessment Report Detail" (Section 2) and any actions you may need to take are given in the "Action(s)" (section 4). This summary details where we believe any non-compliance with the permit has occurred, the relevant condition and how the non-compliance has been categorised using our Compliance Classification Scheme (CCS). CCS Scores can be consolidated or suspended where appropriate, to reflect the impact of some non-compliances more accurately. For more details of our CCS scheme, contact your local office.

Permit conditions and compliance summary	CCS Category	Condition(s) breached
A1 - Specified by permit	A	
B1 - Infrastructure - Engineering for prevention and control of emissions	A	
B3 - Infrastructure - Site drainage engineering (clean and foul)	A	
B4 - Infrastructure - Containment of stored materials	A	
C2 - General Management - Management system and operating procedures	A	
C3 - General Management - Materials acceptance	A	
C4 - General Management - Storage, handling labelling and Segregation	A	
D1 - Incident Management - Site security	A	
F1 - Amenity - Odour	A	
F2 - Amenity - Noise	A	
F3 - Amenity - Dust/fibres/particulates and litter	A	
F4 - Amenity - Pests/birds and scavengers	A	
F5 - Amenity - Deposits on road	A	
G2 - Monitoring and Records, Maintenance and Reporting - Records of activity, site diary/journal/events	A	

KEY: See Section 5 for breach categories, suspended scores will be indicated as such.
A = Assessed or assessed in part (no evidence of non-compliance), **X** = Action only,
O = Ongoing non-compliance, not scored.

Number of breaches recorded	0	Total compliance score (see section 5 for scoring scheme)	0
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If the Number of breaches recorded is greater than zero, please see Section 3 for our proposed enforcement response

Section 2 – Compliance Assessment Report Detail

This section contains a report of our findings and will usually include information on:

- The part(s) of the permit that were assessed (eg. Maintenance, training, combustion plant, etc)
- Where the type of assessment was 'Data Review' details of the report/results triggering the assessment
- Any non-compliances identified
- Any non-compliances with directly applicable legislation
- Details of any multiple non-compliances
- Information on the compliance score accrued inc.
- Details of advice given
- Any other areas of concern
- Any actions requested
- Any examples of good practice
- A reference to photos taken

This site inspection was not pre-arranged. I was accompanied by Environment Officer Llyr Thomas during the visit.

There were two staff on site at the time of the site inspection. We had a look at the various checklists the site operatives are required to complete and then walked around site.

Overall the site was observed to be tidy and well organised and no issues were observed at the time of the inspection.

During the site inspection it was observed that a fridge was being stored on the concreted area (see Photo 1 below). This is not an issue as long as this hazardous waste type is meant for recovery. However, if it is meant for disposal then it should be stored in a clearly identified, segregated, secure and lockable container (Table 2.3). The same rule applies to any other hazardous waste on site, i.e. paints, oils etc.



Photo 1

Environment Management System

Permit Condition 1.1.1 (a) refers to the requirement for a written management system. I have checked our records and have been unable to find a copy of an environment management system for the site. Please submit a copy of the site environment management system by the 23rd March 2018. If the environment management system has not been updated since the permit was issued in February 2012 you may want to take this opportunity to review and update it to ensure it accurately reflects the operations on site.

Fire Prevention Plan

An updated Fire Prevention and Mitigation Plan (FPMP) was submitted to NRW on the 3rd January 2018. We currently have a fire officer seconded to us and he has been involved in assessing these plans to ensure they are suitable. He has reviewed the FPMP you submitted and had the following comments:

There is no evidence within the document to say whether the NRW guidance on FPMPs has been followed.

A fire risk assessment is a requirement set out by the guidance documentation but there is no evidence of this within the FPMP.

With regards to the details of waste on site in section 1 there is no reference to the maximum quantities of specific waste types that could be stored on site, only the amount received daily.

There is no compass rose on the map showing north and the prevailing wind direction.

With regards to identifying common causes and preventative measures it has been commented that these details are rather basic and generic and that the list in the FPMP guidance should be used.

There is no detail regarding fire fighting equipment on site, i.e. extinguishers etc.

Overall the comment was that the FPMP is rather basic and lacks some detail in certain areas.

It is advised that the above comments are taken into account when the plan is reviewed in December 2018.

Should you have any questions regarding anything written above then please do not hesitate to contact me by email or by phone on 0300 065 3806.

EPR Compliance Assessment Report

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Operator/Permit holder	Gwynedd Council	Date	26/01/2018

Section 3 – Enforcement Response

You must take immediate action to rectify any non-compliance and prevent repetition.

Non-compliance with your permit conditions constitutes an offence and can result in criminal prosecutions and/or suspension or revocation of a permit. Please read the detailed assessment in Section 2 and the steps you need to take in Section 4 below.

Section 4 – Action(s)

This section summarises the actions identified during the assessment along with the timescales for when they will need to be completed.

Criteria Ref.	CCS Category	Action required/advised	Due Date
See Section 1 above			

Section 5 – Compliance notes for the Operator

To ensure you correct actual or potential non-compliance we may

- Advise on corrective actions verbally or in writing
- Require you to take specific actions verbally or in writing
- Issue a notice
- Require you to review your procedures or management system
- Change some of the conditions of your permit
- Decide to undertake a full review of your permit

Any breach of a permit condition is an offence and we may take legal action against you

- We will normally provide advice and guidance to assist you to come back into compliance either after an offence is committed or where we consider that an offence is likely to be committed. This is without prejudice to any other enforcement response that we consider may be required.
- Enforcement action can include the issue of a formal caution, prosecution, the service of a notice and/or suspension or revocation of the permit.

See our Enforcement and Civil Sanctions guidance for further information

This report does not relieve the site operator of the responsibility to

- Ensure you comply with the conditions of the permit at all times and prevent pollution of the environment
- Ensure you comply with other legislative provisions which may apply

Non-compliance scores and categories

CCS category	Description	Score
C1	A non-compliance that could have a major environmental effect	60
C2	A non-compliance which could have a significant environmental effect	31
C3	A non-compliance which could have a minor environmental effect	4
C4	A non-compliance which has no potential environmental effect	0.1

Operational Risk Appraisal (Opra) - Compliance assessment findings may affect your Opra score and/or your charges. This score influences the resource we use to assess permit compliance.

Section 6 – General information

Data protection notice

The information on this form will be processed by the Natural Resources Wales (NRW) to fulfil its regulatory and monitoring functions and to maintain the relevant public register(s). The NRW may also use and/or disclose it in connection with:

- Offering/providing you with its literature/services relating to environmental matters
- Consulting with the public, public bodies and other organisations (eg. Health and Safety Executive, local authorities) on environmental issues
- Carrying out statistical analysis, research and development on environmental issues
- Providing public register information to enquirers
- Investigating possible breaches of environmental law
- Assessing customer service satisfaction and improving its service
- Freedom of Information Act/Environmental Regulations request

The NRW may pass it on to its agents/representatives to do these things on its behalf. You should ensure that any persons named on this form are informed of the contents of this data protection notice.

Disclosure of information

The NRW will provide a copy of this report to the public register(s). However, if you consider that any information contained in this report should not be released to the public register(s) on the grounds of commercial confidentiality, you must write to your local area office within fifteen working days of receipt of this form indicating which information it concerns and why it should not be released, giving your reasons in full.

Customer charter

What can I do if I disagree with this compliance assessment report?

If you are unable to resolve the issue with your site officer, you should firstly discuss the matter with officer's line managers using the informal appeals procedure. If you wish to raise your dispute further through our official Complaints and Commendations procedure, phone our general enquiry number 0300 065 3000 (Mon to Fri 08.00 – 18.00) and ask for the Customer Contact team or send an email to enquiries@naturalresourceswales.gov.uk. If you are still dissatisfied you can make a complaint to the Public Services Ombudsman for Wales. For advice on how to complain to the Ombudsman phone their helpline on 0845 607 0987.

Welsh Language

If you would like this form in Welsh please contact your Regulatory Officer.